

#1875

REGULATION ASSIGNMENT CONTROL SHEET

LOG CONTROL NUMBER: 25

ANALYST

ASSIGNED: SCHUBART

TYPE OF ACTION: OT

TITLE: NOTICE EXTENDING THE 'ABILITY-TO-BENEFIT'
TESTS

RECEIVED: 12/13/2001

DATE ASSIGNED: 12/13/2001

DATE DUE: 12/18/2001

ANALYST SIGNATURE: _____

COMPLETION DATE:

FINAL APPROVAL: Joseph Schubart
for back

DATE: Dec 18, 2001

OMB NO: 1845-0052

ap 4/2/02

REG PART:

Rudolph, Kim

From: Schubart, Joe
Sent: Tuesday, December 18, 2001 2:59 PM
To: Somerville, Leslie; Kennedy, Lorraine; Rudolph, Kim
Subject: Ability to Benefit tests

Hi Leslie,

IMG approves the publication in the Federal Register of the notice extending the ability to benefit tests.
The related regulation package is OMB approved through April, and a new collection is in clearance now.

REGULATIONS CLEARANCE SHEET
OFFICE OF THE GENERAL COUNSEL
DIVISION OF REGULATORY SERVICES (DRS)

DRAFT NO.: 1

DATE: 12-12-01

Please review the attached document, check the appropriate box below, sign, and return to Leslie Somerville (Rm. 6C128, FB-6) by the due date or E-mail your concurrence.

☒ OS/Ex. Sec., Rm. 7C100 (2)

☒ ODS, Rm. 7W108

☒ Jeff Andrade, Rm. 7W112

☒ OUS, Rm. 5W311(5)
Planning & Evaluation
Budget Service

Deputy General Counsels, Rm. 6E300

Assistant General Counsels

☒ E. Jaso

☒ K. Depew (A), 6E217

☒ H. Jenkins, 6E203

☒ CFO & CIO, 4E213 (4)

General Attorney

ATTN: IRG/IMG, 4050 ROB-3 (1)

☐ L. Aserkoff, 6E205

GPOS, 3652 ROB-3 (1)

☐ S. Jablonski, 6E107

☐ OPE, 1990 K St, NW, Rm 8540

ATTN: David Bergeron

CHECK ONE

☒ Approved

☐ Approved subject to minor changes

☐ Not approved—see comments

TYPE AND TITLE OF DOCUMENT: Notice extending the 'ability-to-benefit' tests.

RETURN TO: Leslie Somerville, Rm. 6C128, FB6,

DUE DATE: 12-18-01

Fax: 260-5085, or email concurrence/comments

SIGNATURE: Joseph Schubert

DATE: Dec 18, 2001

PRINTED NAME: _____

COMMENTS: _____

FILENAME: ATB Extension

DEPARTMENT OF EDUCATION

List of Approved "Ability-to-Benefit" Tests and Passing Scores

AGENCY: Department of Education

ACTION: Update Notice

SUMMARY: The Secretary is publishing this notice to announce the extension of his approval of eight "ability-to-benefit" (ATB) tests that had been previously approved. The Secretary also announces revised passing scores for these eight tests. The Secretary has approved these tests and their corresponding passing scores under section 484(d) of the Higher Education Act of 1965, as amended (HEA), and the implementing regulations in 34 CFR Part 668, Subpart J. An institution may use one of the approved tests included in this notice to determine if a student who does not have a high school diploma or its recognized equivalent is eligible to receive funds under any title IV, HEA program. The title IV, HEA programs include the Federal Pell Grant, Federal Family Education Loan, William D. Ford Federal Direct Loan, Federal Perkins Loan, Federal Work-Study, Federal Supplemental Educational Opportunity Grant, and the Leveraging Educational Partnership (LEAP) programs.

Duration of approval.

The Secretary approves each of these tests for five years, unless the Secretary withdraws this approval or the publisher requests that approval of a test be withdrawn. In either case, the Secretary will publish a notice in the Federal Register indicating this change.

Note that in addition to the eight tests approved under this notice, there are two other tests that maintain continued approval as "ability-to-benefit" tests. This notice includes a listing of all ten approved tests with their passing scores.

FOR FURTHER INFORMATION CONTACT: Lorraine Kennedy, U.S. Department of Education, 400 Maryland Avenue, S.W., (830 Union City Plaza), Washington, DC 20202-5345, Telephone: (202) 377-4050. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

Individuals with disabilities may obtain this document in an alternate format (e.g., Braille, large print, audiotape, or computer diskette) on request to the contact person listed in the preceding paragraph.

SUPPLEMENTARY INFORMATION: On October 25, 1996, the Secretary published a notice in the Federal Register (61 FR 55542-55543) that provided a list of eight "ability-to-benefit" tests that the Secretary approved under section 484(d) of the HEA and the implementing regulations in 34 CFR Part 668, Subpart J. This notice also included approved passing scores for each of the approved tests.

In a notice published in the Federal Register on October 27, 1998, (63 FR 57510-57541) the Secretary approved an additional test as an "ability-to benefit" (ATB) test with its approved passing score.

In the Federal Register of May 5, 1999, (64 FR 24246-24247) the Secretary formally expanded the approval of the nine previously approved tests for testing students with disabilities provided that the tests are given in a manner that is consistent with the

applicable requirements of Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act.

On January 12, 2001 in a notice published in the Federal Register, (66 FR 2892-2893) the Secretary approved the Combined English Language Skills Assessment (CELSA) test as an English as a Second Language (ESL) test under §668.153(a)(2) and (a)(4). This notice also included a combined listing of all ten approved tests with their passing scores.

The Secretary is publishing this updated notice to announce his extension of the eight ATB tests and their new passing scores that were formerly approved in the October 25, 1996 Federal Register.

Transition

Institutions are allowed to continue to make ATB eligibility determinations using the tests and passing scores that were listed in the January 12, 2001 Federal Register, until [Insert date that is 60 days after the date of this Federal Register notice.] After that date the passing scores included in this notice must be used.

For the convenience of all interested parties, we are providing in this notice a listing of all ten approved ATB tests, including the two ATB tests (American College Testing (ACT) and Combined English Language Skills Assessment (CELSA)) that were approved subsequent to the eight tests originally approved on October 25, 1996. The 10 tests and passing scores are:

1. American College Testing (ACT): (English and Math)

Passing Scores: The approved passing scores on this test are as follows:

English (14) and Math (15).

Publisher: The test publisher and the address, contact person, telephone, and fax number of the test publisher are:

American College Testing (ACT)

Placement Assessment Programs

2201 North Dodge Street

P.O. Box 168

Iowa City, Iowa 52243

Contact: Dr. James Maxey

Telephone: (319) 337-1100

Fax: (319) 337-1790.

**2. ASSET Program: Basic Skills Tests (Reading, Writing, and Numerical) -
Forms B2, C2, D2 and E2.**

Passing Scores: The approved passing scores on this test are as follows:

Reading (35), Writing (35), and Numerical (33).

Publisher: The test publisher and the address, contact person, telephone, and fax number of the test publisher are:

American College Testing (ACT)

Placement Assessment Programs

2201 North Dodge Street

P.O. Box 168

Iowa City, Iowa 52243

Contact: Dr. John D. Roth

Telephone: (319) 337-1030

Fax: (319) 337-1790.

3. Career Programs Assessment (CPAT) Basic Skills Subtests

(Language Usage, Reading and Numerical) - Forms B and C.

Passing Scores: The approved passing scores on this test are as follows:

Language Usage (42), Reading (43), and Numerical (41).

Publisher: The test publisher and the address, contact person, telephone, and fax number of the test publisher are:

American College Testing (ACT)

Placement Assessment Programs

2201 North Dodge Street

P.O. Box 168

Iowa City, Iowa 52243

Contact: Dr. John D. Roth

Telephone: (319) 337-1030

Fax: (319) 337-1790.

4. Combined English Language Skills Assessment (CELSA), Forms 1 and 2.

Passing Scores: The approved passing scores on this test are as follows:

CELSA Form 1 (90) and CELSA Form 2 (90).

Publisher: The test publisher and the address, contact person, telephone, and fax number of the test publisher are:

Association of Classroom Teacher Testers (ACTT)

1187 Coast Village Road, PMB 378

Montecito, California 93108-2794

Contact: Pablo Buckelew

Telephone: (805) 569-0734

Fax: (805) 569-0004.

5. COMPASS Subtests: Prealgebra/Numerical Skills Placement, Reading Placement, and Writing Placement.

Passing Scores: The approved passing scores on this test are as follows:

Prealgebra/Numerical (25), Reading (62), and Writing (32).

Publisher: The test publisher and the address, contact person, telephone, and fax number of the test publisher are:

American College Testing (ACT)

Placement Assessment Programs

2201 North Dodge Street

P.O. Box 168

Iowa City, Iowa 52243

Contact: Dr. John D. Roth

Telephone: (319) 337-1030

Fax: (319) 337-1790.

6. Computerized Placement Tests (CPTs)/Accuplacer (Reading Comprehension, Sentence Skills, and Arithmetic).

Passing Scores: The approved passing scores on this test are as follows:

Reading Comprehension (55), Sentence Skills (60), and Arithmetic (34).

Publisher: The test publisher and the address, contact person, telephone, and fax number of the test publisher are:

The College Board

45 Columbus Avenue

New York, New York 10023-6992

Contact: Ms. Suzanne Murphy

Telephone: (405) 842-9891

Fax: (405) 842-9894.

7. Descriptive Tests: Descriptive Tests of Language Skills (DTLS) (Reading Comprehension, Sentence Structure and Conventions of Written English) - Forms M-K-3KDT and M-K-3LDT; and Descriptive Tests of Mathematical Skills (DTMS) (Arithmetic) - Forms M-K-3KDT and M-K-3LDT.

Passing Scores: The approved passing scores on this test are as follows:

Reading Comprehension (108), Sentence Structure (9), Conventions of Written English (309), and Arithmetic (506).

Publisher: The test publisher and the address, contact person, telephone, and fax number of the test publisher are:

The College Board

45 Columbus Avenue

New York, New York 10023-6992

Contact: Ms. Loretta M. Church

Telephone: (212) 713-8000

Fax: (212) 713-8063.

8. Test of Adult Basic Education (TABE): (Reading Total, Total Mathematics, Total Language) - Forms 5 and 6, Level A, Complete Battery and Survey Versions.

Passing Scores: The approved passing scores on this test are as follows:

Reading Total (768), Total Mathematics (783), Total Language (714).

Publisher: The test publisher and the address, contact person, telephone, and fax number of the test publisher are:

CTB/McGraw-Hill

20 Ryan Ranch Road

Monterey, California 93940-5703

Contact: Ms. Rea Christoffersson

Telephone: (831) 393-7363

Fax: (831) 393-7142.

9. Test of Adult Basic Education (TABE): (Reading, Total Mathematics, Language) - Forms 7 and 8, Level A, Complete Battery and Survey Versions.

Passing Scores: The approved passing scores on this test are as follows:

Reading (559), Total Mathematics (562), Language (545).

Publisher: The test publisher and the address, contact person, telephone, and fax number of the test publisher are:

CTB/McGraw-Hill

20 Ryan Ranch Road

Monterey, California 93940-5703

Contact: Ms. Rea Christoffersson

Telephone: (831) 393-7363

Fax: (831) 393-7142.

**10. Wonderlic Basic Skills Test (WBST) - Verbal Forms VS-1 & VS-2,
Quantitative Forms QS-1 & QS-2.**

Passing scores: The approved passing scores on this test are as follows:

Verbal (200) and Quantitative (210).

Publisher: The test publisher and the address, contact person, telephone, and fax number of the test publisher are:

Wonderlic Personnel Test, Inc.

1509 N. Milwaukee Ave.

Libertyville, IL 60048-1380

Contact: Mr. Victor S. Artese

Telephone: (800) 323-3742

Fax: (847) 680-9492.

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Note. The official version of this document is the document published in the Federal Register.

Dated:

Greg Woods
Chief Operations Officer